

U.S. Department of Labor

Office of Administrative Law Judges
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Issue Date: 24 February 2006

In the Matter of

MICHAL VOJTISEK-LOM
Complainant

v.

CLEAN AIR TECHNOLOGIES
INTERNATIONAL, INC.
Respondent

Case No. 2006-LCA-00009

ORDER

A hearing in this case, arising under Section H-1B of the Immigration and Nationality Act and the applicable regulations at 20 C.F.R. §655.800 *et seq.*, is scheduled to be held during the week of **April 3-7, 2006**. Due to the fact that the complainant, who is not represented by counsel, is a resident of the Czech Republic, and mailing pleadings to him would be very slow, complainant was granted permission to file and receive pleadings by email. On February 22nd, my Office received the attached email from the complainant. There is no indication it was also served on counsel for the respondent.

First, complainant is instructed to send copies of all future correspondence or pleadings addressed to me to respondent's counsel as well. Respondent's counsel may also be served by email, at aivchenko@cleanairT.com.

Second, this case concerns whether the complainant was paid the proper wages and fringe benefits under Section H-1B. Evidence relevant to these issues, and these issues only, will be admitted at the hearing.

Third, if you want to obtain documents from the Department of Labor investigator, I suggest you contact him. If he unreasonably refuses to provide you with the evidence you are seeking, you may file a motion with me to obtain the evidence.

Fourth, it is not my role to give you advice on how to proceed with your case. That is why I informed you that you should try to retain a lawyer to represent you in this case.

Fifth, In regard to the location of the hearing, it would help a great deal if the complainant could notify me as soon as possible regarding the location of the witnesses he intends to call to testify at the hearing. I am assuming Buffalo is the most convenient venue for respondent's witnesses.

A

JEFFREY TURECK
Administrative Law Judge